



8X8S.004US01

PATENT

2667
TRIN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: SINGH et al. Examiner: Yao, K.
Serial No.: 08/741,265 Group Art Unit: 2667
Filed: October 30, 1996 Docket No.: 8X8S.004US01
Title: INTERNET TELEPHONY ARRANGEMENT AND METHOD

CERTIFICATE UNDER 37 CFR 1.8: The undersigned hereby certifies that this communication is being deposited in the United States Postal Service, as first class mail, in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on June 3, 2005.

By:

Kelly S. Waltigney

RESPONSE TO RESTRICTION REQUIREMENT

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

In response to the non-final Office Action dated May 16, 2005, in which a restriction requirement was made, the claims of Group I (1-12 and 16-33) are hereby elected, with traverse.

Applicant traverses the restriction because the Office Action fails to present an appropriate basis for restriction. The Office Action appears to assert that claim limitations written in non-identical language identify differing utilities and thereby provide a basis for restriction. This rationale, however, would apply to any combination of independent claims where one independent claim is written more narrowly than another independent claim. This was never the intention for requiring restriction under MPEP § 806.05(d).

Reconsideration and withdrawal of the restriction requirement is respectfully requested. If the Examiner has any questions or comments, a telephone call to the number indicated below is invited.

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